

**REGULAR MEETING  
ENFORCEMENT AND RESOURCE PROTECTION COMMITTEE  
APRIL 25, 2007 – 3:00 P.M.  
TRIBAL OFFICE BOARDROOM**

1. Call to Order and Roll Call: VICE-CHAIRPERSON Cara Thunder called the meeting to order at 3:05 p.m. Members present: Karen Washinawatok, Mark Waukau, Mercedes Swimmer, Walter Cox, Robert Summers, Barbara Nelson, Gary Schuettpeiz, Cara Thunder and Gary Besaw (late). Members absent: Lynnette Miller. Also present: William Kussel, Dave Grignon and Dick Dodge.

2. Moment of Silence. A moment of silence was observed.

3. Approval of Minutes dated March 28, 2007.

Walter Cox informed the Committee that he abstained from the LaMotte Lake motion.

Gary Besaw informed the Committee that the Tribal Attorney will forward an opinion on the proxy voting issue. The Committee will keep the meeting on the 4<sup>th</sup> Wednesday at 3:00 p.m. until the Amendment to Tribal Ordinance 95-04 (Tribal Governmental Plan) has passed.

**MOTION MADE BY CARA THUNDER TO APPROVE THE MINUTES DATED MARCH 28, 2007 WITH THE NOTED CORRECTIONS. SECOND WAS BY KAREN WASHINAWATOK. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS AND 1 ABSENT (MILLER).**

4. LaMotte Lake Access request update.

The group met on April 2, 2007 and discussed the following concerns:

- 1) That the agreement would be reviewed and renewed annually by the Tribal Legislature,
- 2) Only the LaMotte Lake property owners will be able to utilize the public access,
- 3) There will be extensive protocols written in an attempt to control invasive species in our waters,
- 4) The LaMotte Lake property owners will contribute \$1,000.00 annually and this money would go towards fishery enhancement of the lake,
- 5) The permits would be seasonal (one time in and one time out). If the boats leave the water for any reason; then the owner would need to contact a designated person to confirm that they may enter/exit the lake,
- 6) No jet skis,
- 7) A motor size limit,
- 8) No winter time use,
- 9) No traveling to Keshena Lake,
- 10) Improvements made to the landing area and
- 11) Yearly maintenance will be done by Menominee County.

There is the constitutional barrier for allowing non tribal member's access to our lands, but there was an agreement made with the Moshawaquit Lake Property Owners and the Tribe does allow snowmobiles and horse rider's seasonal access.

While this group is working on an agreement, Mr. Cox will ask to see if the LaMotte Lake Property Owners can utilize the Pamonicutt property for one more year. The group will continue to work on an agreement as instructed by the Legislative motion dated April 9, 2007 and bring this issue back to the next committee meeting.

5. Tribal Driver's License Issue: Discussion and Recommendations.

This issue was given to the Governmental Affairs Committee in October, 2006 to review and come up with a recommendation. The Committee reviewed the minutes from that meeting along with the legal opinion on this issue.

It was a consensus of the Committee to concur with the legal department memo.

**Motion made by Gary Schuettpelz to concur with the recommendation of the Governmental Affairs Committee dated 10/5/06 to not pursue the tribal driver's license issue. Second was by Walter Cox. All those in favor of the motion signify by saying aye. Motion carried: 8 for, 0 opposed, 0 abstentions and 1 absent (Miller).**

6. Clean up of Clandestine Drug Lab Sites Draft Ordinance.

The Committee went thru the draft ordinance and discussed the jurisdictional questions. Mr. Kussel will take the changes to the document and bring the clean copies back to the next committee meeting.

7. Proposed Controlled Substance Abuse

William Kussel presented to the committee two copies of this proposed ordinance. The Committee reviewed the marked copy and will submit the clean copy to the Legislature for approval.

**Motion made by Walter Cox to recommend to the Legislature to approve the Amendment to 80-17 Controlled Substances Ordinance with the approved changes. Second was by Cara Thunder. All those in favor of the motion signify by saying aye. Motion carried: 8 for, 0 opposed, 0 abstentions and 1 absent (Miller).**

8. Proposed Parking Citation Ordinance.

Mark Waukau informed the Committee that this item is not ready and requested that this be tabled until the next meeting.

**Motion made by Barbara Nelson to table this item until the next meeting. Second was by Karen Washinawatok. All those in favor of the motion signify by saying aye. Motion carried: 8 for, 0 opposed, 0 abstentions and 1 absent (Miller).**

9. Dog Issue in Neopit.

The committee discussed different scenarios with the dogs here on the Reservation.

The State of Wisconsin has an only one bite rule while our ordinance allows three (3) violations

Animal cruelty is abundant. The owners of these dogs do not have houses, water dishes, chains or leashes or the animals.

The dogs on this Reservation are running loose and are not licensed. There are around 20 dog licenses issued and there are more than twenty (20) dogs that live on the Reservation.

The departmental policy on the use of the tranquilizer dart is to have two people around before the tranquilizer gun can be utilized.

The rabies policy also need to be updated and Gary Schuettpelz will review this and bring this back to the Committee when ready.

William Kussel, Robert Kaquatosh, Mark Waukau and Walter Cox will work together to amend the ordinance to work on the three (3) strikes rules and/or penalties; the licensing of the animals and that vaccinations are done.

**Motion made by Barb Nelson to have Walter Cox, Mark Waukau, William Kussel and Robert Kaquatosh work on the amendments to the dog ordinance specifically in the areas of: 1) Animal Abuse Provisions, 2) Licensing Provisions, and 3) The three (3) strike provision and to update the tranquilizer policy and that this item stay on the agenda until completed. Second was by Cara Thunder. All those in favor of the motion signify by saying aye. Motion carried: 8 for, 0 opposed, 0 abstentions and 1 absent (Miller).**

10. Review Monthly Reports.

Law Enforcement - Mark Waukau informed the Committee that he will be instructing his officers to issue citations for the junk yard ordinance. Law Enforcement is working with Ed Krueger/Fox Valley Technical College to go over the College of Menominee Nation safety plan.

The Tribal Jail is overcrowded and it is not summer yet. To alleviate this situation, Mr. Waukau is working on the bracelet system where it would become the responsibility of the Huber prisoner to come up with the payment. Another issue is that our jail does not hold or house minors.

The Probation Department will be invited to attend the next meeting to inform the committee how the bond system works, how the probation officers determine who is held, who is released, why there is a 36 hour bond hold.

Amy Nacotee and Warren Warrington attended a meeting that was addressing the bond issue. Mr. Waukau will get their reports and submit them to this committee for their information. Cara Thunder, Mark Waukau will put something together for the next committee agenda about the bond schedule.

11. Other Business.

Richard Dodge would like to see the agenda changed so that the personnel that are present for the meeting can attend the meeting and then get back to business.

The Committee will recognize the membership in attendance and if the agenda needs to be amended to hear them first, it can be amended.

The majority of police calls are for the Keshena area. If there is a police call for Neopit, the response time is 8-10 minutes. That may seem extreme but in other areas, it can take Shawano County over ½ an hour.

12. Adjournment.

**Motion made by Gary Schuettpelz/Cara Thunder to adjourn the meeting.**

Meeting adjourned at 5:52 p.m.

Respectfully submitted by,

Linda Peters, Recorder  
Legislative Staff